

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

735Q0129

HOUSE BILL NO. 1194

Introduced by: Representatives Lange, Dennert, and Feickert and Senators Jerstad and Kloucek

1 FOR AN ACT ENTITLED, An Act to repeal the contractor's excise tax.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 10-46A-1 be repealed.

4 ~~—10-46A-1. There is imposed an excise tax upon the gross receipts of all prime contractors~~
5 ~~engaged in realty improvement contracts, at the rate of two percent.~~

6 Section 2. That § 10-46B-1 be repealed.

7 ~~—10-46B-1. There is imposed an excise tax upon the gross receipts of all prime contractors~~
8 ~~and subcontractors engaged in realty improvement contracts for those persons subject to tax~~
9 ~~under chapter 10-28, 10-33, 10-34, 10-35, 10-36, or 10-36A or any municipal utility or~~
10 ~~telephone company subject to chapter 9-39, 9-41, 9-47, or 9-48 or any rural water system, at the~~
11 ~~rate of two percent. Notwithstanding the provisions of this section, the tax imposed by this~~
12 ~~chapter does not apply to the construction of a power generation facility as defined by § 10-45B-~~
13 ~~±.~~

14 Section 3. Sections 10-46A-1.1 to 10-46A-19, inclusive, are repealed.

15 Section 4. Sections 10-46B-1.1 to 10-46B-18, inclusive, are repealed.

